

REMARKS

In the above-mentioned final office action, all of the pending claims, claims 44-45 and 47-103 were rejected. The claims were rejected under obviousness-type double patenting, separately over the combination of U.S. Patent No. 6,452,588 and Lieberman and over the combination of U.S. Patent No. 6,611,254 and Lieberman. Claims 44-45, 47-52, 56-59, 64, 68-69, 75-78, and 91-97 were rejected under Section 103 (a) over the combination of Nishimoto, Lieberman and Hughes.

Various combinations of the dependent claims were also rejected under Section 103 (a). Claims 53-55 and 60-63 were rejected over the combination of Nishimoto, Lieberman, Hughes, and Lookofsky. Claims 71 and 98-103 were rejected over the combination of Nishimoto, Lieberman, Hughes, and Aldridge. Claims 65-67, 70, 72-74, and 87-88 were rejected over the combination of Nishimoto, Lieberman, Hughes, and Grant. Claim 89 was rejected over the combination of Nishimoto, Lieberman, Hughes, and Cairns. And, claim 90 was rejected over the combination of Nishimoto, Lieberman, Hughes, and Jarrad.

Responsive to the rejections of the claims, claim 44 has been amended, as set forth herein, in manners believed to distinguish better the invention of the present application over the cited combination of references used thereagainst. Additionally, new claims 104-117, including new, independent claims 104 and 109, are also proposed, as also submitted herein.

Support for the amendments to the claims is found in the specification, e.g., on page 4, line 22 (for use of the terminology hand held mobile communication device), page 18, lines 5-8 (for use of the terminology longer dimension, shorter dimension, and major axis), page 16, line 13 (for use of the terminology top side surface), page 14, lines 9-10 (for use of the terminology bottom side surface), and page 14, lines 16-19 (for use of the terminology of letter keys and numbers associated with the letter keys), and page 12, lines 14-15 (for use of the terminology of a keyboard laid out in QWERTY style). Support for the recitations of claim 109 are shown in Figures 3-4 and 6 of the drawings.

With respect to the obviousness-type, double patenting rejections, enclosed herewith, under separate title, are terminal disclaimers with respect to the terminal portions of U.S. Patent Numbers 6,611,254 and 6,452,588.

With respect to the Section 103(a) rejection of claim 44 over the combination of Nishimoto, Lieberman, and Hughes, the independent claim has been amended in manners believed to be distinguishable over this combination. Specifically, none of the references disclose a single, integrated device housing having a longer dimension and a shorter dimension in which the longer dimension defines a major axis extending between a top side surface and a bottom side surface and a keyboard having keys including letter keys that further have numbers associated therewith.

Nishimoto fails to disclose a QWERTY keyboard, Lieberman fails to disclose a QWERTY style keyboard mounted at a single integrated device housing, as now recited, and Hughes fails to disclose keys of the QWERTY keypad for a handheld device that includes letter keys that have numbers associated therewith. Specific reference is made to Figure 13 of Hughes that shows a separate alphabetic keyboard 14 and a numeric keypad 16. Additionally, the structure shown in Hughes does not appear to be a handheld device. Accordingly, as none of the cited references disclose the structure as now-recited, no combination of these devices can be created to form the invention as recited now in claim 44.

Newly-proposed claim 104 is analogously believed to be distinguishable over this same combination. None of the references disclose a device housing having the longer and shorter dimensions, as now-recited together with a keyboard with letter keys laid out in QWERTY style and that further have numbers associated therewith.

None of the additional references cited by the Examiner was cited for showing such structure, and none of these additional references appear to disclose such structure. Only Lookofsky appears to disclose a QWERTY-like keypad. But, this reference fails to disclose letter keys that further have numbers associated therewith.

Newly-proposed claim 109 is also believed to recite patentable subject matter. None of the references are believed to disclose structure recited in new claim 109. Examination and consideration for allowance of this additional claim, and the dependent claims dependent thereon is further respectfully requested.

The dependent claims, which include all of the limitations of their respective parent claims, are believed to be distinguishable over the cited references, in any combination, for the same reasons as those given with respect to their parent claims.

Accordingly, in light of the foregoing, independent claims 44, 104, and 109, together with the dependent claims dependent thereon, are believed to be in condition for allowance. Examination and consideration for these claims, as now-presented, is respectfully requested. Such early action is earnestly solicited.

Respectfully submitted,

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